

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DERRICK MENTER,

:

Petitioner

:

CIVIL ACTION NO. 3:17-1886

v.

:

(Judge Mannion)

J. BALTAZAR, Warden  
USP-Canaan,

:

:

Respondent

**ORDER**

For the reasons set forth in the Memorandum of this date, **IT IS**

**HEREBY ORDERED THAT:**

1. The petition for writ of habeas corpus, (Doc. [1](#)) is **DISMISSED** without prejudice to any right Petitioner may have to seek leave to file a second or successive [§2255](#) in the United States Court of Appeals for the Third Circuit.
2. The Clerk of Court is directed to **CLOSE** this case.

*s/ Malachy E. Mannion*

**MALACHY E. MANNION**

**United States District Judge**

**Dated: June 6, 2019**

17-1886-01-ORDER